

**TOWN OF NORWOOD
BOARD OF HEALTH
REGULATION TO REQUIRE RESTAURANTS TO HAVE
EMPLOYEES TRAINED IN CHOKE SAVING**

SECTION 1- AUTHORITY

Under Section 31 of Chapter III of the Massachusetts General Laws the Norwood Board of Health sets forth the following regulation designed to protect and improve the health of the residents of the Town of Norwood.

SECTION 2- DEFINITIONS

- 2.1 Employee means any individual who performs services for an employer in return for wages or profit.
- 2.2 Employer means any individual, partnership, association, corporation, trust or other organized groups of individuals, including the Town of Norwood or any agency thereof, which regularly uses the services of two (2) or more employees.
- 2.3 Restaurants means any establishment serving food for consumption on the premises which maintains tables for the use of its customers. This includes cafeterias and cafeterias in the workplace.
- 2.4 Approved Manual Procedure are procedures known as the Heimlich Maneuver and the Sequence of Obstructed Airway Maneuvers as recommended by the National Research Council, National Academy of Sciences.

SECTION 3- REGULATED CONDUCT

Each restaurant shall have on its premises, when food is being served, an employee trained in manual procedures approved by the department of public health to remove food so lodged in a persons throat.

Each such restaurant shall make adequate provisions for insurance to cover employees trained in rendering such assistance. Any person, or employee of any person who, in good faith, volunteers to remove or attempts to remove such food in an emergency shall not be liable for any civil damages as a result of any acts or omissions by such person or employee in rendering such emergency assistance.

SECTION 4- SEPARABILITY

Each part of these regulations is construed as separate to the end that if any section, item, sentence, clause or phrase is held invalid for any reason, the remainder of these regulations shall continue in full force and effect.

SECTION 5- VARIANCE

The Board of Health may vary the application of any provision of these regulations with respect to any particular case when, in its opinion, the enforcement thereof would do manifest injustice, provided, that the decision of the Board of Health is not in conflict with the spirit of these standards. Any variance granted by the Board of Health must be in writing with a copy available to the public at all reasonable hours in the office of the Town Clerk and in the office of the Board of Health.

SECTION 6- PENALTY

Any person who fails to comply with any order issued pursuant to these regulations shall, first be given a warning. A second offense shall result in a \$ 25.00 fine. A third offense will require a hearing before the Board of Health to determine suspension or revocation of the permit to operate.

SECTION 7- EFFECTIVE DATE

This regulation shall take effect **JANUARY 15, 1994** after publication of a summary of the regulation in a newspaper published in the Town of Norwood. As required by Massachusetts General Laws, Chapter 111, Section 31.

Norwood Board of Health
Michael Donahue, Chairman
Ruth Copponi, Member
Jean Taylor, Member